G R S App F IX 4]

1943 -

File No 42-43

Previous References

( )

Serial Nos 5, 17, 18

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos three

Part B for sept-43

SUBJECT

Election of the Vice President-
to the Kumaun mini mal cl

To, The employer, Nyasa Gazette
No 23562 of 22-9-43
Notifies the ___

Letter no H/Lee 186-32/43-44 dated 25-7-43 from the Deputy Commissioner Hassan West & Ex-officio that Mr B Venkatarangaiya Setty, the Vice President of the Kottambully Municipality has granted a leave of absence and soliciting instructions as to whether the formal permission of the Govt will be necessary for the period of absence on leave under Section 9(2)(c) of the Mysore Municipalities Act 1933 (copies) The D C Hassan West has solicited instructions as to whether it has necessary for the Vice-President of the Kottambully Municipality to obtain leave of absence under Section 9(2)(c) of the Act IX of 1933 which he had sanctioned leave to the Vice-President under Section 10(2)(11) of the said Act.

2) The Law Secretary may be requested to advise on the point referred to by the the D C Hassan West

31/7/43

3) The Law secty may be consulted in the matter

Law Secy for 28/43

4) In favour of Opinion Secy 2-8-43

Secy Law may see 28/43

3/8/43

28/43

Act IX 1933 & Sections IX of the Act

Law Dept 1161 1/8/43 Mysore

Law Dept 1161 3/8/43

5) Sec 10(2)(11) of the Dependants' Allowances Act is applicable to Dependants' Allowances whereas Sec 9(2)(c) applies only to Commissioned Commanders. If the Non-Dependant wants leave he has to apply to the O.C. under Sec 10(2)(11) but to the Commissioned Commander under Sec 9(2)(c) — he cannot combine dependant & other

6) If the W.P. obtains his salary for 15 days without leave, he ceases to be a W.P., whereas a Commander ceases to be a Commander, if he obtains his salary for four successive months during, the W.P. stays away without permission, whether after the expiry of his three months' leave, he ceases to be a W.P. whereas he does not cease to be a Commander until the lapse of four successive months

7) Thus, it is not necessary for a W.P. who has applied for leave under Sec 10(2)(11) to apply once again for leave to the Commander under Sec 9(2)(c) of the Act

1st IV
3/8/43

(Asst Secretary) 3 3/8/43
CWS 3-8-43

8) Hon Sec (LRS 4C) 3 3/8/43

9) PL put up draft reply for the Hon'ble Minister's signature

Re Leave to the Vice-President of the Konaseema Mdl

699 I

Continuation Sheet | 41 File No / Current No | of 43 | Page 3

SECY TO GOVT OF MYSORE
OFFICE OF THE MINISTER FOR L S G & P H
Date 6 8 43
No LDS3.
TYPING SECTION
7 AUG 1943
GEN & REV SECTT

10) Submitted with a draft letter to the D C Kistna Dt
Rmd 4/8/43 JW 6/8
11) For approval
Laid by Secy
Secy
JT 8/8/43
Ans 5-8-43
JT 8/8/43
Ltr 6 8 43
Ans 6-8-43
Issue at once
JT 8/8/43

To
The D C Kistna Dist
No. 16/2/43-8-Ec 3
forwards certain petitions
dated 2nd & 5th Aug 43

These Petitions from Mr Venkata Narasimha & other Municipal Councillors of Konaseema Mdl Municipal council stating that Mr Venkata Rangaseetty not having returned to duty his vacancy should be filled up by re-election

15/ Orders of the Minister on the petitions addressed thereto:- At what stage of the file put up Connected file at once and Gaa to be laid with the papers of file. 10/8/43

16/ Instructions have been issued to the

Hassan

4

Loan letter vice Rendorff of Kenmore Mennefahg

699 V 896 V 992 V 1023

Continuation Sheet 1 File No / Current No of Page

H.D

Hassan on the 7th visit stating that as the Vice President had applied for & obtained loan under Sec 10(2)(11) of the Munitions Assignable Act, it was necessary for him to apply for leave to the Municipal Council under Sec 4(2)(c) of the Act

Mem re a draft quote attached 12/8/43

12/8 17 It is requested in these petitions that the election of the Vice President of the Kenmore Mining Mfg Co on 3 7 43 may be approved but no such proposal has so far been received in this office with this subject from the D.C. Hassan visit thence if appd, these petitions will be sent to the D.C. Hassan visit for a report as to matter immediately

A

Upon report received advise appn is given

12/8/43

Cus 12-8-43

12/8/43

Draft letter to follow

13/8/43

12/8/43

To, the D.C. Hassan

No 2905 dy 14 8 43

calls for a report on the matter

Sent A ma 18/8

Election of Vice President of the Kuzamam mel cl 5

Continuation Sheet | File No / Current No | of | Page

From the D c Hassan dst
No M 2 c: 18,6/43 dy 16-8 43
Requests that at the election of Mr K.S Narayana Rao, as the Vice President of the above said mel cl may be approved, and caused to be notified

The election was held to fill up the vacancy caused by the absence of the Persons Vice President, Mr B Venkatarangaya setty, for a period of 15 days, from the office without authority, after the expiry of the leave previously granted to him, though, as decided at para 6 and 7 supra of the notes, he is not disentitled to continue as a member of the mel cl ~~as a member~~ on this account merely the fact that he is entitled to avail himself of leave in extension of that already granted, without applying for the same

This fact has been communicated to the D c in this office letter dy 7 8 43
flg T

And as seen from the D c's report (P W D), he continues to be a member and to act in the capacity of a Vice-President, for which the election was held and approval is sought for

If the election is confirmed it may be pointed out that representations were made by certain mel councillors

6 1023 J 1188 Election of the Vice President of the Kurnool municipal el

Continuation Sheet File No Current No of Page

of the same nulty to the effect that Sri Venkataranga setty may not be allowed to hold ~~of~~ the Vice Presidentship any longer on account of his unauthorised absence from the office and that the election stated to have been held to fill up the vacancy of Sri setty may be approved on this representation a report was called for from the D C in the matter, as no information was received then re the election

But the letter since received, though not a reply to this office letter dt. 14.8.43, gives a full account of all the facts under issue and also fulfils the prayer of the petitioners referred to above and it may not perhaps be necessary to wait for any further report in the matter

In the above circumstances, a draft notification approving the election of Sri Narayana Rao Vice Sri Venkataranga setty is submitted for orders.

20/8/43

The recommendation of the D C Nellore deserves to be approved to the election of Mr K.S Narayana Rao as Vice President of the Kurnool Municipal Council may perhaps be approved

Law Secy 23/8/43

x para 17-A and flg S.

x flg S.

Continuation Sheet | File No 1188/V / Current No | of | Page 1 | 1188 — 7

May be approved
Cc
23-8-43
[illegible]
4
17 9 43
Cc
20-8-43
Issue notice
[illegible]

OFFICE OF THE MINISTER
FOR L S G & P H
Date 24 8-43
No 1563

TYPING SECTION
2
GEN & REV

To,

The compiler, Dy's gazette
No L 3562 dy 22 9 43
Notifies the election of
Dr K S Narayana Rao, as the V.P.
of the Konaseema municipal council
L 3563 dy 22-9-43 — Forwarded
to the D C Kakinada

B Ma
20/X

WD 1140—GPB—50 000—5-11-42

Office of the Deputy Commissioner,
Hassan District,

M.L C 186-32/43-44. Dated Hassan, the 27th July 43

From

N S Hirannayya, Esq , M A ,
Deputy Commissioner, Hassan District

To

C Narayanaswamy Naidu, Esq , B A ,B L ,
Secretary to Government, Law Department
B a n g a l o r e

Sir,

Re Vacancy of the Vice-presidentship in Konanur Municipality

I have the honor to state that Mr B.Venkataranga Setty, the Vice President of Konanur Municipality was granted by me 3 months' leave from 10th February 43 under Sec 10(2)(11) of the Minor Municipalities Act 1933 He was due to return from leave on 10th May 1943 on which date the leave expired He did not come back on duty even after the lapse of 15 days from the 10th May 1943, and that he ceased to be Vice President under Sec 10(2)(11) of the Minor Municipalities Act

2 The President, Konanur Municipal Council has put up a calendar of events to fill up the vacancy of the membership of Mr B.Venkataranga Setty in the Council, treating the same as vacant under Sec 9(2)(c) of the Minor Municipalities Act, i e on the ground that the gentleman had not obtained (obtained) the permission of the Council and absented himself from attending the Council meeting continuously for over four successive months since February 1943

3 In the circumstances it is doubtful as to whether it was necessary for Mr B Venkatarana Setty to obtain the permission of the Municipal Council also as a Councillor under Sec 9(2) (c) while I sanctioned the leave for 3 months under Sec 10(2)(11) as Vice President of the Municipal Council was intimated of the leave sanctioned to the Vice President under the latter Section

I request for favour of instructions in the matter as to whether the formal permission of the Council was also necessary for the period of absence on leave under Section 9(3)(c)

I have the honor to be,
Sir,
Your most obedient servant,

for Deputy Commissioner,
Hassan District

Absence from Station

Appendix F G —1]

SUBJECT

Section

File No

Serial No

Diary No of letter replied to

No L1612

To

The D C Hassan Esq.

Sir,

With refce to your letter dated M L c 186-32/43-44 dated 27-7-43 Soliciting express instructions as to whether it was necessary for Mr B Venkatāranga Setty, the Vice-President of the Kanamma Municipality who was Sanctioned leave for three months, to have obtained leave of the Mel to his continuing also under Section 9(2)(c) of the Municipalities Act 1933, I am directed to State that, as the Vice-President had applied and obtained leave under Section 10(2)(

General and Revenue Secretariat

( )

the *194*

ate of issue 7/8

Signed by

to

List of enclosures

Copied by 7/8-7-43

Examined by

10

~~of the Act of 1939~~ per

It was not necessary for him to apply once again for leave to the Municipal Council under Section 9(2)(c) of the said Act

I have etc

Secy to Govt
Law Dept

Mr Meeran

By Regd Post

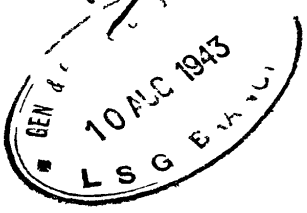
896.2

Mr Narasimha

992/1

From

By Regd Post The Municipal Councillors,
Konanur Arkalgud Taluk



To

C Narayanaswami Naidu Esq , B A , B L ,
Secretary to Government,
Law Department
BANGALORE

Respected Sir,

We hear that the membership of Mr B Venkataranga setty is vacant under Section 9 (2) (c) of Mysore Municipal Act and that the president has put up a calander of events for filing up the sare seat

The president has not put up any calander of events nor he has taken any steps on this behalf This has not been brought to the notice of the Council or he has not even published

Mr B Venkataranga Setty was working as a Vice-President had obtained leave and absented himself to appear on his duty after the expiry of the leave [redacted] So there is no reason for the vacancy of his membership, according to the rules

The leave sanctioned to the Vice-president from the Deputy Commissioner was also intimated to the Council

The VicepPresident's Election was duly held of 23rd July 1943 The failed candidate and his party are trying to stay the sanction of the Vice-presidentship

We request that the election of the Vice-president may be sanctioned

4th Sept 1943

We remain,
Sir
Yours most obedient servants
[illegible]

PTO

OFFICE OF THE MINISTER
FOR L S G & P H
Date 10-8-43
No P.154

11/13 1943
L S G DEPT
GOVT OF MYSORE

13

From

The Municipal Councillors

Konanur

To

The Minister,

Local Self Government and Health Department

in Mysore,

BANGALORE

Respected Sir,

We hear that the membership of Mr B Venkataranga Setty is vacant under section 9 (2)(c) of Mysore Municipal Act and that the president has put up a calander of event's for filing up the same seat

The President has not put up any calander of events nor he has taken any steps on this behalf This has not been brought to the notice of the Council or he has not even published

Mr B Venkataranga Setty was working as a Vice-President and obtained leave and absented himself to appear on his duty after the expiry of the leave [redacted] So there is no reason for the vacancy of his membership, according to the rules

The leave sanctioned to the Vice-President from the Deputy Commissioner was also intimated to the Council

The Vice-President's Election was duly held on the 23rd July 1943 The failed candidate and his party are trying to stay the sanction of the Vice-Presidentship

We request that the election of the Vice-president may be sanctioned

Dated 5th Aug 1943

We remain
Sir,
Your most obdient Servants

PTO

To, ML 42-43-5 14

L/1905 The D C Hassan Dst

SW, dy 14/8

In continuation of this office letter ~~dy~~ No L/1612 dy 7 8 43 re the grant of leave to Mr Venkataranga setty the Vice President of the Kmanam municipal council, I am directed to forward herewith in original a petition dy 5 8 43 ~~from~~ received from certain municipal councillors of the said municipality praying ~~for the approval~~ in the circumstances stated, for the approval of the election of the Vice President stated to have been held on 23-7-43 and to request that a detailed report in the matter may be forwarded to govt immediately. The petitioners' prayer ~~kindly~~ returned with the reply

I have etc

for 13/8/43

for secy, Law Dept

1188-15
L

Office of the Deputy Commissioner,
Hassan District,
Dated Hassan, the 16th August 43

No M L C 186/43-44

M 42-43-17

From

N S Hiranayya, Esq , M A ,
Deputy Commissioner, Hassan District.

To

C Narayanaswary Naidu, Esq ,B A ,B L ,
Secretary to Covernment, Law Department,
B a n g a l o r e.

Sir,

Re Bye-election in Konanur Municipal Council to fill up the vacancy of Vice Presidentship

---

I have the honor to state that the seat of the Vice President of Konanur Minor Municipal Council having fallen vacant under Section10(r) of the Minor Municipal Act, the President, Konanur Minor Municipal Council took action to fill up the vacancy and conducted the bve-election on 23-7-43 to fill up the said vacancy In the election held on 23-7-43 One Mr K S Narayana Rao, one of the two candidates, secured 8 votes as against 7 votes secured by the other candidate Mr B V Subbakrishna Setty. The result of the election was declared by the Council and the President has submitted the records for further action being taken

2 No petition contesting the validity of the election was received within one week from the date of election as per Rule 12 of the Rules regulating the election of Vice Presiderts of Minor Municipal Council. But on 9-8-43 two petitions one signed by Mr K Venkataramiah and 3 other Councillors and another signed by Mr.S Hanumachary and two other Councillors were received by registered post

The petition signed by Mr K Venkataramiah and others is for early sanction of the election results

The other signed by Mr S Hanumachary and others is against the validity of the elections The first allegation stating that Mr. B Venkataranga Shetty who was not a Councillor voted in the election etc , does not stand in view of the letter No L 1612/M1 dated 7-8-43 from the Law Secretary according to which he continues to be a Councillor

The second allegation that the voting papers are not properly prepared is vague and further the petition is time barred under Rule 12 of

16

Rule 12 of the said Rules

In the circurstarces I request that Mr K S Narayana Rao who has succeeded in the election, ~~may~~ be declared as Vice President and necessary notification issued

The cornected papers as per pherist are enclosed for kindperusal.

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Hassan District

17

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No L 3562 / Rel

General and Revenue Secretariat,

Dated Bangalore, 22/9 *194*

NOTIFICATION

Under Sections 10(4) and 15 of the Mysore Minor Municipalities Act, 1933, Mr.K.S.Narayana Rao is elected as the Vice President of the Konanur Minor Municipal Council, Hassan District, for the remaining period of the Council vice Mr.B.Venkataranga Setty, who became disabled from continuing as such.

By Order,

Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette, for publication in Part III-3 of the Gazette and supply of ten copies thereof to the Secretariat and to the Deputy Commissioner of the District concerned.

sr/11

c 3562 ml 42-43-18 fr abd 18

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated Bangalore 22/9

NOTIFICATION

Under ~~Section 33 (4) of the Mysore~~ and 15
Section 10 (4) of the Mysore

~~Town Municipalities Act, 1933~~
Minor Municipalities Act 1933 Mr K S Narayana Rao

is elected as the Vice President of the Kunanur

~~Town Municipal Council~~
Minor Municipal Council Hassan District,

for the remaining period of the Council, Vice
Mr B Venkatarangaya setty, disabled for continuing as such who became

By Order,

23

Secretary to Government
Law Department

To—The Compiler Mysore Gazette for publication in Part III-3 of Gazette and supply of ten copies thereof to the Secretariat and to the Deputy Commissioner of the District Concerned

MEMO NO L 3563 22/9

Copy of the above is forwarded with compliments to the Deputy Commissioner, Hassan District for information with reference to his letter No ml c 186/43 dated 16 8 1943

The records accompany

By Order,

For Secretary to Government,
Law Department

22/9